



Lisa B. Pierce, Mayor

Sylvia Apodaca
Mike Grant
Jerry Lehman

Kimberly McGehee-Aldrich
John W. Pierce
Debra Wilson

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, JUNE 13, 2019 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219**

1. Call Meeting to Order

Mayor Pierce called the meeting to order at 7:00 P.M.

2. Invocation and Pledge of Allegiance to the Flag

Mayor Pierce led the invocation and pledge of allegiance to the flag.

3. Mission Statement

“The City of Kirby is dedicated to delivering excellent municipal services to our community in a fiscally responsible manner.”

4. Roll Call

PRESENT

Mayor Pierce
Mayor Pro-Tem Aldrich
Council Member Lehman
Council Member Grant
Council Member Apodaca

ABSENT

Council Member Pierce
Council Member Wilson

Although Mayor Pierce deviated from the agenda, the minutes will be prepared in the order the agenda was posted.

5. Citizen Participation

1. Willie Mae Clay – She thanked Council and VIA for returning the bus stop at Charles Conrad and Old Seguin Road. It would be helpful to reinstall the accessible platform to allow persons with disabilities access to board and exit the VIA bus. She asked when the City will be spraying for mosquitos.

2. Sid Sanders, Sr. – He said there are stop signs that are obscured by trees branches and at night the vehicle headlights low beams do not illuminate the signs sufficiently due to the height of the car beam.

6. Consideration Of And Action On Minutes

a. Regular Minutes May 23, 2019

Mayor Pro-Tem Aldrich moved to accept the minutes for May 23, 2019; seconded by Council Member Lehman. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

b. Workshop/Special Minutes June 6, 2019

Council Member Grant moved to accept the minutes for June 6, 2019; seconded by Council Member Apodaca. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

7. Presentation

a. Present Beautification And Recycle Committee Yard Of The Quarter

Mayor Pierce asked Barbara Herb, Chairperson, Beautification and Recycle Committee, to introduce the recipient.

Chairperson Herb introduced Mrs. Evelyn Ford as the recipient of the Beautification and Recycle Committee's Yard of the Quarter.

8. Discussion And Possible Action

- a. Discussion And Possible Action On Ordinance No. O-2019-858, An Ordinance Of The City Of Kirby, Texas Adopting Section 150.90 Of Chapter 150 Of The Code Of Ordinances Of The City Of Kirby, Texas To Establish Construction Permit And Inspection Fees And Declaring An Effective Date. This Is The First Reading.

City Manager Vernon provided the City's history with Bureau Veritas and the effects of HB 852 signed by Governor Abbott on May 21, 2019. HB 852 does not allow municipalities to use valuation to determine the cost of residential building permits. An option we have if to use square footage calculations or flat fees to determine residential building permit fees. In the next few weeks if this structure is not working we can revisit the fee structure.

Council Member Grant moved to accept Ordinance No. O-2019-858, an Ordinance of the City of Kirby, Texas adopting Section 150.90 of Chapter 150 of the Code of Ordinances of the City of Kirby, Texas to establish construction permit and inspection fees and declaring an effective date; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

- b. Discussion And Possible Action To Dispense With The Second Reading Of Ordinance No. O-2019-858 So That Ordinance No. O-2019-858 Becomes Effective Immediately.

Mayor Pro-Tem Aldrich moved to accept dispensing with the second reading of Ordinance No. O-2019-858; seconded by Council Member Grant. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

- c. Discussion And Possible Action On Ordinance No. O-2019-857, To Adopt The International Property Maintenance Code, 2018 Edition, And Local Amendments Thereto And Establishing A Penalty Of A Fine Of Not More Than \$2,000 For Violations With Each Day A Violation Occurs Constituting A Separate Offense. This Is The Second Reading.

Mayor Pro-Tem Aldrich moved to accept Ordinance No. O-2019-857, to adopt the International Property Maintenance Code, 2018 Edition, and local amendments thereto and establishing a penalty of a fine of not more than \$2,000 for violations with each day t violation occurs constituting a separate offense; seconded by Council Member Lehman. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

- d. Update, Discussion And Possible Action On Binz Engleman Road Reconstruction Project

City Manager Vernon provided an update on the Binz Engleman Road Reconstruction project prepared by Mark Hill, engineer for the project.

Mayor Pierce asked that the City be proactive and notify residents about what occurs with the installation of the sidewalks.

- e. Discussion And Possible Action To Accept Resignation Of Raul Martinez From The Planning And Zoning Commission

City Manager Vernon informed Council that Mr. Raul Martinez submitted his resignation on May 24, 2019. His resignation creates one vacancy on the Planning and Zoning Commission.

Council Member Grant moved to accept the resignation of Raul Martinez from the Planning and Zoning Commission; seconded by Council Member Lehman. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

- f. Discussion And Possible Action On Appointing A Member To The Planning And Zoning Commission

Mayor Pierce asked applicant Mr. Thomas Hernandez to come forward. Mr. Hernandez was available to answer questions.

Council Member Grant moved to appoint Mr. Thomas Hernandez to the Planning and Zoning Commission with the term expiring August 2020; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

- g. Discussion And Possible Action On Appointing Up To Four Alternate Members To The Building And Standards Commission

City Manager Vernon stated there were not any applications received.

- h. Discussion And Possible Action On Appointing A Member To The Beautification And Recycle Committee

City Manager Vernon stated there were not any applications received.

- i. Discussion And Possible Action On Appointing Members To the Kirby Senior Center Corporation Board

Norma Hamby, Senior Center Manager stated there were not any applications received.

j. Discussion And Possible Action On An Eagle Scout Project At Basketball Court On City Owned Property Adjacent To The Kirby Senior Center

Anthony Quiboloy presented his Eagle Scout Project plan. His project will focus on the area around the basketball court adjacent to the Kirby Senior Center. His request is to be allowed to build three picnic tables on 10' x 10' concrete slabs and two 4' X 4' concrete slabs to hold two garbage carts. His presentation included a copy of the blue print for his project.

Council Member Grant moved to allow the Eagle Scout Project at the basketball court on City owned property adjacent to the Kirby Senior Center; seconded by Council Member Lehman. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

k. Discussion And Possible Action On The City Of Kirby Comprehensive Plan

City Manager Vernon informed Council that Chairperson Clay McBee, Planning and Zoning Commission has notified staff that he approves all the changes and updates to the Comprehensive Plan.

Mayor Pierce stated she was at the Planning and Zoning Commission meetings when they were discussing the Plan. She identified the changes including the one year and five year goals.

Council Member Grant moved to accept the City of Kirby Comprehensive Plan; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 5-0 vote.

AYES: 5

NAYES: 0

9. Requests and Announcements

a. Requests By Mayor And Council Members For Items To Be Placed On Future City Council Agendas And Announcements On City Events/Community Interests

Council Member Grant – He asked that recycling be place on an agenda that the representative from Republic Services will be present. He wanted to know about the cost to provide recycling. Mayor Pierce asked that this item be placed on an agenda no later than the last meeting in July. He thanked Anthony Quiboloy for his Eagle Scout presentation and he thanked everyone for attending the meeting.

Mayor Pro-Tem Aldrich – She said Republic Services needs to be careful how they handle our garbage. She stated that the Kody Parker Band will perform at the 4th of July Fireworks in the Park. She thanked everyone for attending the meeting.

Council Member Lehman – He said the Kirby Senior Center breakfast was canceled due to the storm that knocked out the electricity. The Breakfast has been rescheduled to June 29. The Economic Development Committee Quarterly Business Meeting was held at last night at Wing It. The EDC would like to have item on a Council agenda to discuss the Welcome sign that will be installed on FM 78.

Council Member Apodaca asked if there are any plans to improve the walking trail in Friendship Park. City Manager Vernon said during the budget process the City can consider lights for the Trail.

Mayor Pierce - She said when the electricity went out at the Senior Center they had to discard food in the freezers and refrigerators. They are looking for volunteers to help with meals and there is not an age limit. On June 21 at 10:00 A.M. there will be the unveiling of the 'Reggie Russell Way' sign on Theodor to memorialize Mr. Russell who served on several committees and commissions for over 20 years. After Mr. Russell passed away, Mr. Clay McBee, Chairperson, Planning and Zoning Commission had the idea to ask Council to consider a memorial sign rather than changing the street name. She thanked Mr. Hernandez and thanked all of our volunteers for their time. She thanked Barbara Herb for the flower beds that are maintained by the members of the Beautification and Recycle Committee. She thanked Anthony Quiboloy for choosing Kirby for the construction site of his project and for being a great role model for our youth.

10. Adjournment

The meeting adjourned at 8:08 P.M.

Lisa B. Pierce
Mayor

Patty Cox, TRMC
City Secretary